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RESPONSE

Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):

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Dated: Nov. 18, 2002 Name of Person Certifying: Nancy Hine
Printed Name: Nancy Hine

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Parkash S. Gill	Assignee:	Not Assigned
Filing Date:	January 19, 2000	Examiner:	Sean McGarry
Serial No.:	09/487,023	Group Art Unit:	1635
Title:	Method and Composition for Treatment of Kaposi's Sarcoma		

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Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE UNDER 37 C.F.R. § 1.111

This is in response to the Office Action dated May 17, 2002 ("Office Action" or "Paper 9"). Included in the Response & Fee Transmittal is authorization for the USPTO to withdraw a fee to extend the period for response until November 17, 2002. This Amendment/Response is therefore timely filed. Applicants respectfully request consideration of the above-identified application in view of the following remarks. A clean copy of the claims pending and at issue is attached as Appendix A (entitled "Clean Pending Claims").

REMARKS

I. Rejections Under 35 U.S.C. 102(e)

The Examiner rejected claims 1, 9, 11, 13, 14, and 15 as allegedly inherently anticipated by any of three U.S. patents granted to Robinson et al. [U.S. Pat. Nos.: 5,801,156; 5,710,136; and 5,814,620], or the patent of Uchida et al. [U.S. Pat. No. 6,150,092]. The Examiner's inherent anticipation argument is premised on the erroneous assumption that the antisense oligonucleotides recited in the references "inherently possess the ability to inhibit at the conditions recited in the claims without evidence to the contrary."

Applicant respectfully traverses. None of the cited references teach antisense oligonucleotides "which inhibit the proliferation of cultured Kaposi's sarcoma cells at an IC₅₀